IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.35964 of 2008
MAHESH SINGH, Son of late Chandradeep Singh,
Resident of Village- Chandpura, Police Station- Chandpura,
District- Begusarai :---- Petitioner.
Versus
STATE OF BIHAR:-------Opposite Party

For the Petitioner : Mr. Umesh Kumar Mishra, Advocate.
For the Opposite Party : Mr. Nitya Nand Tiwari, A.P.P.

=====

3. 18.12.2008. Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case under Sections 364A/34 and 120B of the Penal Code which was lodged against unknown. He has been implicated in this case during investigation as he was found receiving calls as also making call from his mobile on the mobile of co-accused Prakash Kumar Sah, who has since been acquitted in the trial. Petitioner could not be tried along with Prakash Kumar Sah as he was then absconding. He is in jail custody since 27.05.2008.

In the circumstances, at this stage, I am not inclined to release the petitioner on bail. His prayer for bail is, accordingly, rejected and he should undergo the trial, as for him another trial has to be conducted in which same witnesses who have been examined in the trial of Prakash Kumar Sah will have to be examined once again. Let the trial be expedited.

WEB COPY
NOT OFFICIAL

(V.N.Sinha,J.)

P.K.P.